

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

MC Squared Energy Services, LLC, d/b/a	:	
mc2 – Where Energy Comes From	:	
	:	15-0310
Petition for Confidential Treatment of	:	
Part 451.710 Annual Compliance Report.	:	

ORDER

By the Commission:

On April 29, 2015, MC Squared Energy Services, LLC, d/b/a mc2 – Where Energy Comes From (“MC Squared” or “Petitioner”) an alternative retail electric supplier, filed a verified Petition requesting that the Commission enter an order keeping certain parts of its 2014 verified Compliance Report confidential for a period of time that is not less than two (2) years.

In the Petition, MC Squared averred that the information therein is confidential and it is the type of information that would be of interest to its competitors and potential competitors. Thus, it contended that public disclosure of the proprietary information in this Report should be delayed for a period of not less than two years from the date of the Order.

Because all of the facts necessary for the Commission to grant the relief requested were contained in the petition, the Administrative Law Judge determined that no hearing was necessary.

The Commission, having considered the entire record herein and being fully advised in the premises, is of the opinion and finds that:

- (1) MC Squared Energy Services, LLC, d/b/a mc2 – Where Energy Comes From is an alternative retail electric supplier, and as such, it is subject to the Public Utilities Act;
- (2) the Commission has subject-matter jurisdiction and jurisdiction over the Petitioner;
- (3) the recitals of fact set forth in the prefatory portion of this Order are supported by the petition and are hereby adopted as findings of fact;

- (4) Section 5-109 of the Public Utilities Act states, in relevant part:

All reports made to the Commission by any public utility and the contents thereof shall be open to public inspection, unless otherwise ordered by the Commission.

- (5) Section 7(g) of the Illinois Freedom of Information Act, (5 ILCS 140/7) exempts from public disclosure:

Trade secrets and commercial or financial information obtained from a person or business where the trade secrets or commercial or financial information are furnished under a claim that they are proprietary, privileged or confidential, and that disclosure of the trade secrets or commercial or financial information would cause competitive harm to the person or business . . .

- (6) the verified Petition states that the information specified above falls within the exemption stated in Finding five (5) above;
- (7) certain portions of the Petitioner's 2014 Annual Compliance Report should be exempt from public disclosure and under seal pursuant to Section 7(g) of the Illinois Freedom of Information Act;
- (8) the Petitioner shall file with the Chief Clerk's office both a proprietary version of its 2014 Annual Compliance Report and a redacted public version of this document, along with a cover letter stating that proprietary treatment was granted in this proceeding and also identifying the date, upon which, this Order was entered. Only the specific information that is deemed to be proprietary shall be redacted from the public version of this Compliance filing.

IT IS THEREFORE ORDERED that the 2014 Annual Compliance Report of MC Squared Energy Services, LLC, d/b/a mc2 – Where Energy Comes From shall be afforded proprietary treatment and is exempt from public disclosure; it will be accessible only to the Commission and the Commission Staff for a period of two (2) years from the date of this Order.

IT IS FURTHER ORDERED that the Illinois Commerce Commission retains jurisdiction over MC Squared Energy Services, LLC, d/b/a mc2 – Where Energy Comes From and of the subject-matter, for the purpose of issuing such further orders as the Commission may deem necessary.

IT IS FURTHER ORDERED that MC Squared Energy Services, LLC, d/b/a mc2 – Where Energy Comes From shall file with the Chief Clerk's office both a proprietary version of its 2014 Annual Compliance Report filing and a redacted public version of this document,

along with a cover letter stating that proprietary treatment was granted in this proceeding and identifying the date, upon which, this Order was entered.

IT IS FURTHER ORDERED that, subject to Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code Section 200.880, this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 20th day of May, 2015.

(SIGNED) BRIEN SHEAHAN

Chairman